

# **Murray City Municipal Council Chambers Murray City, Utah**

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**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 17<sup>th</sup> day of January 2006 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Krista Dunn,	Council Chair
Pat Griffiths,	Council Member
Jim Brass,	Council Member
Robbie Robertson,	Council Member - Conducted
Jeff Dredge,	Council Member

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Frank Nakamura,	City Attorney
Shannon Huff Jacobs,	Council Director
Carol Heales,	City Recorder
Doug Hill,	Director, Public Works
Gil Rodriguez,	Fire Chief
Dennis Hamblin,	Planning & Zoning
Wayne Bott,	Parks & Recreation
Crystal Lechty,	Murray Journal
Matt Mulholland,	Troop 6093
Citizens	

## **A. OPENING CEREMONIES**

1. Pledge of Allegiance  
  
Fire Chief Gil Rodriguez
2. Approval of Minutes

Ms. Dunn made a motion to approve minutes of January 3, 2006 with one correction.

Mr. Brass 2<sup>nd</sup> the motion.

3. Special Recognition(s)

None

**B. CITIZEN COMMENTS** (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None

**C. CONSENT AGENDA**

- 1.. Consider confirmation of the Mayor's reappointment of Darren Stam to the Parks and Recreation Advisory Board representing District 2 for a term expiring January 17, 2009.
2. Consider confirmation of the Mayor's reappointment of Wayne Bott to the Parks and Recreation Advisory Board representing District 4 for a term expiring January 17, 2009.
3. Consider confirmation of the Mayor's reappointment of Lucy Zumbrunnen to the Heritage Center Advisory Board for a term expiring February 1, 2009.
4. Consider confirmation of the Mayor's reappointment of Meeda Smith to the Heritage Center Advisory Board for a term expiring February 1, 2009.

Ms. Griffiths made a motion to approve the above reappointments.

Ms. Dunn 2<sup>nd</sup> the motion.

Call Vote Recorded by Ms. Heales.

**AYE/NAY**

A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn  
A Mr. Dredge  
A Mr. Robertson

Motion passed 5-0

**D. PUBLIC HEARING(S)**

**Public Hearing #0603**

**6:45 p.m.**

**Consider an Ordinance amending Section 17.136.030  
of the Murray City Municipal Code relating to  
Land Use; classifying as a Conditional Use,  
Dental Laboratory Services in the General Office (G-O)  
Zone District. (Applicant: Jeff Stronk)**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider an Ordinance amending Section 17.136.030 of the Murray City Municipal Code relating to Land Use; classifying as a Conditional Use, Dental Laboratory Services in the General Office (G-O) Zone District. (Applicant: Jeff Stronk)

Mr. Hamblin stated this item came before the Planning Commission on December 1, 2005. Mr. Jeff Stronk presented a petition to Planning & Zoning relating to Land Use, indicating the G-O zone presently does not have a validated use that is allowed in this zone.

This petition came with a favorable recommendation from the Planning Commission with a 4-1 vote.

**PUBLIC COMMENT**

None

**PUBLIC HEARING CLOSED**

- b. Council consideration of the above matter to follow Public Hearing.

Mr. Dredge noted he had some experience in this area with clients and labs. He is not sure the change would allow a lab in an office building is compatible because of because of the equipment, smells and ovens used in a dental laboratory.

Ms. Griffiths expressed her concerns about this issue. Ray Black brought this issue up in Planning & Zoning. He is a retired Dentist.

Mr. Brass noted a lot of discussion along those lines, concerns and opening this up to the whole G-O has taken it back by the vote.

Mr. Dredge does not think it is the right place for this business.

Ms. Dunn noted that part of the discussion was on ventilation. Wouldn't it be allowed if the lab is a stand alone building. If we were to consider this as a conditional use, could we put that as a condition? Ms. Dunn said it makes sense to make that a condition.

Mr. Brass noted the only way they would allow it, is if it is in a stand alone building.

Mr. Nakamura indicated is borderline. Most of the conditions, involve landscape and traffic.

Mr. Hamblin noted that Jeff Evans expressed it should be set up for protection and health of the community. The Planning Commission thought if they were in a stand alone building with the ovens, it would be okay.

Mr. Nakamura indicated that the argument here is that there may be other ways of addressing health issues. Again, this is a general office and we are saying no, you cannot use it.

Mr. Dredge noted it is light manufacturing.

Ms. Griffiths noted the noise element.

Mr. Nakamura asked, does this use belong in a general office zone?

Mr. Dredge noted the applicant wanted to be closer to his clients. You can be closer to one client. He has seen dental labs that service a broad area, but are scattered throughout the region of the City.

Mr. Brass said Ray Black's comments cause him concern. This commission member is concerned about opening Pandora's box throughout the City, in the entire zone.

Ms. Dunn knows of one dentist that does all of his own work right there in his own office. His son produces all of his products for him right there. Do they have to have different zoning if they are doing that?

Mr. Hamblin answered, it is secondary to the business. This case is a primary business.

Mr. Dredge noted they do this all day long.

Mr. Dredge made a motion to deny the application because it is not compatible.

Mr. Brass 2<sup>nd</sup> the motion.

Call Vote Recorded by Ms. Heales.

**AYE/NAY**

A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn  
A Mr. Dredge  
A Mr. Robertson

Motion passed 5-0

**E UNFINISHED BUSINESS**

1. None scheduled.

**G. NEW BUSINESS**

1. Consider a Resolution approving the use of Tax Increment Funds from the Central Business Neighborhood Development Project Area ("Area") to pay for the costs of enhancements to street lighting along Cottonwood Street which is located outside the Project Area.

Mr. Nakamura noted the Redevelopment Agency of Murray City has approved the use of Tax Increment Funds from the Central Neighborhood Development Project District which is part of the Central Business Neighborhood Development Project area.

In reviewing the statute it required the finding not only the Redevelopment Agency of Murray City, but also the Legislative body of the City, and the Taxing Entity Committee. Interestingly, at the time this RDA was established, there was no requirement for a Taxing Entity Committee. The only step in the process would be to have approval by the city council. With the finding that it directly benefits the Downtown Historic District, we can use Tax Increment for the decorative street lighting along Cottonwood Street.

Ms. Griffiths made a motion to approve resolution as drafted.

Mr. Brass 2<sup>nd</sup> the motion.

Call Vote Recorded by Ms. Heales.

**AYE/NAY**

A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn  
A Mr. Dredge  
A Mr. Robertson

Motion passed 5-0

Mr. Robertson noted there is a tradition at Council Meetings of having the Scouts introduce themselves and state what Merit Badges they are working on.

Matt Mulholland, is a Life Scout with Troop #6093. He is working on Citizenship in the Community.

**G. MAYOR**

1. Report

- ✓ Mayor Snarr stated there was a wonderful program last night, celebrating Martin Luther King's holiday at the high school. He noted the Murray Youth Government did an excellent job.

Along with Martin Luther King, Rosa Park was a great contributor making sure there were equal rights for all Americans. She was one of Mr. King's great allies.

Ms. Griffiths was pleased with the turnout at the program. Murray Youth Government members represented us very well. Their speeches were well prepared.

2. Questions of the Mayor

None.

**H. ADJOURNMENT**

Recorded by Carol Heales, City Recorder